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3629



PATENT APPLICATION 09/327,085

Box After Final

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re the Application of: Joseph BACH

APPLN. NO. 09/327,085

Group Art Unit: 3629

FILED: June 4, 1999

Examiner: VIG, Naresh

RECEIVED

ENTITLED: SYSTEM AND METHOD FOR SOLICITING
AND RECEIVING MERCHANDISE ORDERS

SEP 27 2002

GROUP 3600

RESPONSE TO FINAL OFFICE ACTION

Box AF

Assistant Commissioner of Patents
Washington, D.C. 20231



27460

PATENT TRADEMARK OFFICE

Sir:

In response to the Final Office Action dated June 28, 2002, Applicant submits this amendment with the following remarks for the Examiner's consideration. Applicant petitions for any extension of time that may be required to maintain this application alive.

IN THE CLAIMS

Please cancel claims 10 and 12 without prejudice or disclaimer.

REMARKS

The Examiner has rejected Claims 1, 2, 5, 6, 10 and 12. Preliminary, Applicant notes that while the Examiner quoted 35 USC § 103(a), the Examiner stated that the claims "are rejected under 35 USC § 102 as being unpatentable over August et al. US Patent 6,389,055 in view of Noreen et al. US Patent 5,303,393. Therefore, it is unclear under which Section the claims are rejected. Since the Examiner quoted Section 103, and since the Examiner used the term "unpatentable," which is generally used to